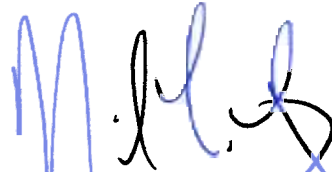


In sum, Millennium has failed to show how the loss of this project will result in any “significant impairment” of national security, particularly in light of past CZMA cases where the Secretary has consistently ruled that even projects to develop domestic oil and gas supplies did not satisfy the requirements of Ground II. The Secretary must therefore reject Millennium’s request for an override based on Ground II and uphold the NYSDOS Objection.

V. Conclusion

Millennium has failed to establish that NYSDOS violated the procedural regulations of the CZMA, and has not demonstrated that the proposed pipeline is either consistent with objectives and purposes of the CZMA, or necessary in the interest of national security. The proposed pipeline route would have significant, long-term impacts on protected habitat zones, drinking water supplies, and other important coastal resources. There are, however, several other reasonable alternatives that would avoid these adverse impacts, while at the same time serving the purposes of the Project. As such, the Village respectfully requests the Secretary to uphold the NYSDOS Objection.

Respectfully submitted,



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